

Before the  
FEDERAL COMMUNICATION COMMISSION  
Washington, D.C. 20554

SEP 23 1993

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

In re Applications of )

STEVEN L. GRADICK )

TERRY C. JENKS )

For Construction Permit for a  
New FM Station on Channel 288A  
in Bowdon, Georgia )

MM DOCKET NO. 93-26

File No. BPH-911031MD

File No. BPH-911031MF

To: The Honorable Richard L. Sippel  
Administrative Law Judge

**SUPPLEMENT TO THE JOINT REQUEST  
FOR APPROVAL OF SETTLEMENT AGREEMENT  
AND MOTION FOR SUSPENSION OF PROCEDURAL DATES**

Steven L. Gradick ("Gradick") and Terry C. Jenks ("Jenks"), by their attorneys and pursuant to Section 311 of the Communications Act and Section 73.3525 of the Commission's rules, hereby file their Supplement to the Joint Request for Approval of Settlement Agreement and Motion for Suspension of Procedural Dates, pursuant to request from counsel for the Mass Media Bureau. This Supplement provides supporting documentation to the Jenks List of Expenses.

WHEREFORE, for the foregoing reasons, it is respectfully requested that this Supplement to the Joint Request for Approval of Settlement Agreement and Motion for

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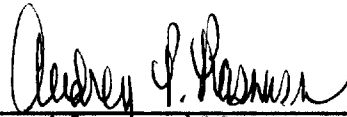
*OTE*

Suspension of Procedural Dates be accepted, the Request be granted, the application of Jenks be dismissed, the application of Gradick be granted, Gradick be given leave to withdraw his divestiture pledge, and this proceeding be terminated.

Respectfully submitted,

**STEVEN L. GRADICK**

By:



David L. Hill  
Audrey P. Rasmussen  
His Attorneys

O'Connor & Hannan  
1919 Pennsylvania Avenue, N.W.  
Suite 800  
Washington, D.C. 20006  
(202) 887-1400

**TERRY C. JENKS**

By:



G. Lee Smith Jr.  
His Attorney

305 Courtyard Square  
Carrollton, GA 30117  
(404) 830-6523

Dated: September 23, 1993

LAW OFFICES OF  
G. LEE SMITH, JR.

305 COURTYARD SQUARE  
CARROLLTON, GEORGIA 30117

September 17, 1993

(404) 830-6523  
FAX# 830-1238

Audrey Rasmussen, Esq.  
O'Connor & Hannan  
1919 Pennsylvania Ave., N.W.  
Suite 800  
Washington, D.C. 20006

RE: Terry Jenks

Dear Audrey:

Please find enclosed the account summary on the Jenks legal fees with Fletcher, Heald & Hildreth. There is a minor discrepancy between the figure that Jenks reported to us initially and the total of the charges reflected by these statements.

I spoke with him concerning this. His calculations of attorney fees was based on checks he had already written and the balance reflected on his last statement. I have gone back and compiled all the charges on all the statements including credits of \$1,500.00 and \$4,112.94, and it would appear that his total legal bill as reflected by the invoices is \$45,237.70. (Included in this is a \$2,000.00 retainer which is evidenced by his initial invoice.)

The discrepancy would appear to be in the service charges which Jenks included and I did not and in the final billing statement from the Fletcher firm; however, it is apparent whichever figure we use that his expenses and FCC filing fees will exceed the \$52,000.00 mark.

There are four months for which we have no invoices, March, April, July and August of 1991. It would appear that there were no invoices sent for March and April since there is no change in the account from February to June. The July and August statements are not in the file, but their effect is reflected in the September, 1991 statement.

This should be all that is necessary to substantiate his fees with the Fletcher firm.

I appreciate your assistance in this matter. If you have any questions, please do not hesitate to contact me.

Sincerely,



G. Lee Smith, Jr.  
Attorney at Law

GLSJr/kb

FLETCHER, HEALD & HILDRETH  
ATTORNEYS AT LAW  
SUITE 400, 1225 CONNECTICUT AVENUE, N.W.  
WASHINGTON, D.C. 20036

(202) 828-5700

TAX I.D. NUMBER 53-0185297

Terry C. Jenks  
12017 Running Creek Road  
Louisville, KY 40243

December 27, 1990

Client: 10032

A C C O U N T   S U M M A R Y

	Amount
Prior balance:	0.00
Payments	0.00
Current Charges	1,008.72
Transferred from retainer	1,008.72-
Balance due	0.00
Retainer Balance:	991.28

A C C O U N T   A G I N G

	Over 30	Over 60	Over 90	Total
Current	0.00	0.00	0.00	0.00

FLETCHER, HEALD & HILDRETH  
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(202) 828-5700

TAX I.D. NUMBER 53-0185297

Terry C. Jenks  
12017 Running Creek Road  
Louisville, KY 40243

January 27, 1991

Client: 10032

ACCOUNT SUMMARY

	Amount
Prior balance:	0.00
Payments	0.00
Current Charges	781.20
Transferred from retainer	781.20-
Balance due	0.00
Retainer Balance:	210.00

ACCOUNT AGING

Current	Over 30	Over 60	Over 90	Total
0.00	0.00	0.00	0.00	0.00

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TAX I.D. NUMBER 53-0185297

Terry C. Jenks  
12017 Running Creek Road  
Louisville, KY 40243

February 27, 1991

Client: 10032

ACCOUNT SUMMARY

	Amount
Prior balance:	0.00
Payments	0.00
Current Charges	59.25
Transferred from retainer	59.25-
Balance due	0.00
Retainer Balance:	150.83

ACCOUNT AGING

Current	Over 30	Over 60	Over 90	Total
0.00	0.00	0.00	0.00	0.00

FLETCHER, HEALD & HILDRETH

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(202) 828-5700

TAX I.D. NUMBER 53-0185297

Terry C. Jenks  
12017 Running Creek Road  
Louisville, KY 40243

May 27, 1991

Client: 10032

ACCOUNT SUMMARY

	Amount
Prior balance:	0.00
Payments	0.00
Current Charges	105.24
Transferred from retainer	105.24-
Balance due	0.00
Retainer Balance:	45.59

ACCOUNT AGING

Current	Over 30	Over 60	Over 90	Total
0.00	0.00	0.00	0.00	0.00

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TAX I.D. NUMBER 53-0185297

Terry C. Jenks  
12017 Running Creek Road  
Louisville, KY 40243

June 27, 1991

Client: 10032

ACCOUNT SUMMARY

	Amount
Prior balance:	0.00
Payments	0.00
Current Charges	33.26
Transferred from retainer	33.26-
Balance due	0.00
Retainer Balance:	12.33

ACCOUNT AGING

Current	Over 30	Over 60	Over 90	Total
0.00	0.00	0.00	0.00	0.00



FLETCHER, HEALD & HILDRETH  
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(202) 828-5700

TAX I.D. NUMBER 53-0185297

Terry C. Jenks  
12017 Running Creek Road  
Louisville, KY 40243

September 27, 1991

Client: 10032

ACCOUNT SUMMARY

	Amount
Prior balance:	101.63
Payments	0.00
Current Charges	1,066.55
Balance due	1,168.18

TERRY C. JENKS 2623

10-22 91 64-5/810

PAY TO THE ORDER OF FLETCHER, HEALD, HILDRETH \$ 1168.18

one thousand one hundred sixty eight & 18/100 DOLLARS

C&S The Citizens and Southern National Bank  
Atlanta, Georgia

FOR Legal Services #10032

⑆061000052⑆ 944 96 452⑆ 2623

ACCOUNT AGING

Current	Over 30	Over 60	Over 90	Total
1,066.55	101.63	0.00	0.00	1,168.18

FLETCHER, HEALD & HILDRETH

ATTORNEYS AT LAW

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WASHINGTON, D.C. 20036

(202) 828-5700

TAX I.D. NUMBER 53-0185297

Terry C. Jenks  
12017 Running Creek Road  
Louisville, KY 40243

August 27, 1991

Client: 10032

ACCOUNT SUMMARY

	Amount
Prior balance:	0.00
Payments	0.00
Current Charges	113.96
Transferred from retainer	12.33-
Balance due	101.63

ACCOUNT AGING

Current	Over 30	Over 60	Over 90	Total
101.63	0.00	0.00	0.00	101.63

FLETCHER, HEALD & HILDRETH  
ATTORNEYS AT LAW  
SUITE 400, 1225 CONNECTICUT AVENUE, N.W.  
WASHINGTON, D.C. 20036

(202) 828-5700

TAX I.D. NUMBER 53-0185287

Terry C. Jenks  
12017 Running Creek Road  
Louisville, KY 40243

September 27, 1991

Client: 10032

ACCOUNT SUMMARY

	Amount
Prior balance:	101.63
Payments	0.00
Current Charges	1,066.55
Balance due	1,168.18

ACCOUNT AGING

Current	Over 30	Over 60	Over 90	Total
1,066.55	101.63	0.00	0.00	1,168.18

FLETCHER, HEALD & HILDRETH

ATTORNEYS AT LAW

SUITE 400, 1225 CONNECTICUT AVENUE, N.W.

WASHINGTON, D.C. 20036

(202) 628-5700

TAX I.D. NUMBER 53-0185297

Terry C. Jenks  
12017 Running Creek Road  
Louisville, KY 40243

October 27, 1991

Client: 10032

ACCOUNT SUMMARY

	Amount
Prior balance:	1,168.18
Payments	1,168.18-
Current Charges	3,959.97
Balance due	3,959.97

ACCOUNT AGING

	Over 30	Over 60	Over 90	Total
Current	0.00	0.00	0.00	3,959.97

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(202) 828-5700

TAX I.D. NUMBER 53-0185297

Terry C. Jenks  
12017 Running Creek Road  
Louisville, KY 40243

November 27, 1991

Client: 10032

ACCOUNT SUMMARY

	Amount
Prior balance:	3,959.97
Payments	0.00
Current Charges	6,591.91
Credit per PAM	1,500.00-
Balance due	9,051.88

ACCOUNT AGING

Current	Over 30	Over 60	Over 90	Total
5,091.91	3,959.97	0.00	0.00	9,051.88

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(202) 828-5700

TAX I.D. NUMBER 53-0185297

Terry C. Jenks  
12017 Running Creek Road  
Louisville, KY 40243

December 27, 1991

Client: 10032

ACCOUNT SUMMARY

	Amount
Prior balance:	9,051.88
Payments	0.00
Current Charges	171.66
Service Charges	39.59
Balance due	9,263.13

ACCOUNT AGING

Current	Over 30	Over 60	Over 90	Total
211.25	5,091.91	3,959.97	0.00	9,263.13

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WASHINGTON, D.C. 20036

(202) 828-5700

TAX I.D. NUMBER 53-0185297

TERRY C. JENKS  
12017 Running Creek Road  
Louisville, KY 40243

January 28, 1992  
Client: 10032  
Invoice: 3582

ACCOUNT SUMMARY

	Amount
Prior balance:	9263.13
Payments:	.00
Current Charges:	96.84
Service Charges:	90.51
	-----
Balance Due:	9450.48

A 1% PER MONTH SERVICE CHARGE WILL BE ASSESSED  
ON BALANCES OVER 60 DAYS PAST DUE

ACCOUNT AGING

CURRENT	OVER 30	OVER 60	OVER 90	TOTAL
187.35	211.25	5091.91	3959.97	9450.48

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(202) 828-5700

TAX I.D. NUMBER 53-0185297

TERRY C. JENKS  
12017 Running Creek Road  
Louisville, KY 40243

February 28, 1992  
Client: 10032  
Invoice: 4266

ACCOUNT SUMMARY

	Amount
Prior balance:	9450.48
Payments:	2500.00
Current Charges:	1056.20
Service Charges:	67.63
	-----
Balance Due:	8074.31

A 1% PER MONTH SERVICE CHARGE WILL BE ASSESSED  
ON BALANCES OVER 60 DAYS PAST DUE

ACCOUNT AGING

CURRENT	OVER 30	OVER 60	OVER 90	TOTAL
1123.83	187.35	211.25	6551.88	8074.31



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TAX I.D. NUMBER 53-0185297

TERRY C. JENKS  
12017 Running Creek Road  
Louisville, KY 40243

March 28, 1992  
Client: 10032  
Invoice: 4770

ACCOUNT SUMMARY

	Amount
Prior balance:	8074.31
Payments:	.00
Current Charges:	1249.76
Service Charges:	69.50
	-----
Balance Due:	9393.57

A 1% PER MONTH SERVICE CHARGE WILL BE ASSESSED  
ON BALANCES OVER 60 DAYS PAST DUE

ACCOUNT AGING

CURRENT	OVER 30	OVER 60	OVER 90	TOTAL
1319.26	1123.83	187.35	6763.13	9393.57

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(202) 828-5700

TAX I.D. NUMBER 53-0185297

TERRY C. JENKS  
12017 Running Creek Road  
Louisville, KY 40243

April 28, 1992  
Client: 10032  
Invoice: 5335

ACCOUNT SUMMARY

	Amount
Prior balance:	9393.57
Payments:	.00
Current Charges:	120.09
Service Charges:	80.74
	-----
Balance Due:	9594.40

A 1% PER MONTH SERVICE CHARGE WILL BE ASSESSED  
ON BALANCES OVER 60 DAYS PAST DUE

ACCOUNT AGING

CURRENT	OVER 30	OVER 60	OVER 90	TOTAL
200.83	1319.26	1123.83	6950.48	9594.40

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(202) 828-5700

TAX I.D. NUMBER 53-0185297

TERRY C. JENKS  
12017 Running Creek Road  
Louisville, KY 40243

May 28, 1992  
Client: 10032  
Invoice: 5984

ACCOUNT SUMMARY

	Amount
Prior balance:	9594.40
Payments:	.00
Current Charges:	177.74
Service Charges:	93.93
Balance Due:	9866.07

A 1% PER MONTH SERVICE CHARGE WILL BE ASSESSED  
ON BALANCES OVER 60 DAYS PAST DUE

ACCOUNT AGING

CURRENT	OVER 30	OVER 60	OVER 90	TOTAL
271.67	200.83	1319.26	8074.31	9866.07

FLETCHER, HEALD & HILDRETH  
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WASHINGTON, D.C. 20036

(202) 828-5700

TAX I.D. NUMBER 53-0185297

TERRY C. JENKS  
12017 Running Creek Road  
Louisville, KY 40243

June 28, 1992  
Client: 10032  
Invoice: 6397

ACCOUNT SUMMARY

	Amount
Prior balance:	9866.07
Payments:	.00
Current Charges:	178.42
Service Charges:	95.94
Balance Due:	10140.43

A 1% PER MONTH SERVICE CHARGE WILL BE ASSESSED  
ON BALANCES OVER 60 DAYS PAST DUE

ACCOUNT AGING

CURRENT	OVER 30	OVER 60	OVER 90	TOTAL
274.36	271.67	200.83	9393.57	10140.43

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To <u>G.L. SMITH</u>	From <u>T. JENKS</u>	
Co.	Co.	
Dept.	Phone #	
Fax # <u>404-830-1238</u>	Fax # <u>7-7-92</u>	

FLETCHER, HEALD & HILDRETH

ATTORNEYS AT LAW

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WASHINGTON, D.C. 20036

(202) 828-5700

TAX I.D. NUMBER 53-0185297

TERRY C. JENKS  
12017 Running Creek Road  
Louisville, KY 40243

July 28, 1992  
Client: 10032  
Invoice: 7100

ACCOUNT SUMMARY

	Amount
Prior balance:	10140.43
Payments:	.00
Current Charges:	37.50
Service Charges:	98.66
Balance Due:	10276.59

A 1% PER MONTH SERVICE CHARGE WILL BE ASSESSED  
ON BALANCES OVER 60 DAYS PAST DUE

ACCOUNT AGING

CURRENT	OVER 30	OVER 60	OVER 90	TOTAL
136.16	274.36	271.67	9594.40	10276.59

8/19/92  
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To G.L. SMITH	From T. JENKS
Co.	Co.
Dept.	Phone #
Fax # 404-830-1238	Fax # 502-451-1541

FLETCHER, HEALD & HILDRETH  
ATTORNEYS AT LAW  
SUITE 400, 1225 CONNECTICUT AVENUE, N.W.  
WASHINGTON, D.C. 20036

(202) 828-5700

TAX I.D. NUMBER 53-0185297

TERRY C. JENKS  
12017 Running Creek Road  
Louisville, KY 40243

August 31, 1992  
Client: 10032  
Invoice: 7515

ACCOUNT SUMMARY

	Amount
Prior balance:	10276.59
Payments:	.00
Current Charges:	75.00
Service Charges:	101.40
Balance Due:	10452.99

A 1% PER MONTH SERVICE CHARGE WILL BE ASSESSED  
ON BALANCES OVER 60 DAYS PAST DUE

ACCOUNT AGING

CURRENT	OVER 30	OVER 60	OVER 90	TOTAL
176.40	136.16	274.36	9866.07	10452.99

9-7-92

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WASHINGTON, D.C. 20036

TERRY C. JENKS  
12017 Running Creek Road  
Louisville, KY 40243

(202) 828-5700

TAX I.D. NUMBER 53-0185297

September 30, 1992  
Client: 10032  
Invoice: 7741

Re: TERRY C. JENKS GENERAL

ACCOUNT SUMMARY

	Amount
Prior balance:	10452.99
Payments:	.00
Current Charges:	1.99
Service Charges:	102.76
Balance Due:	10557.74

A 1% PER MONTH SERVICE CHARGE WILL BE ASSESSED  
ON BALANCES OVER 60 DAYS PAST DUE

ACCOUNT AGING

CURRENT	OVER 30	OVER 60	OVER 90	TOTAL
104.75	176.40	136.16	10140.43	10557.74

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WASHINGTON, D.C. 20036

(202) 828-5700

TAX I.D. NUMBER 53-0185297

TERRY C. JENKS  
12017 Running Creek Road  
Louisville, KY 40243

October 28, 1992  
Client: 10032  
Invoice: 8275

Re: TERRY C. JENKS GENERAL

ACCOUNT SUMMARY

	Amount
Prior balance:	10557.74
Payments:	.00
Current Charges:	1.99
Service Charges:	104.52
	-----
Balance Due:	10664.25

A 1% PER MONTH SERVICE CHARGE WILL BE ASSESSED  
ON BALANCES OVER 60 DAYS PAST DUE

ACCOUNT AGING

CURRENT	OVER 30	OVER 60	OVER 90	TOTAL
106.51	104.75	176.40	10276.59	10664.25



## FLETCHER, HEALD &amp; HILDRETH

ATTORNEYS AT LAW

SUITE 400, 1225 CONNECTICUT AVENUE, N.W.

WASHINGTON, D.C. 20036

(202) 828-5700

TAX ID. NUMBER 53 0185287

TERRY C. JENKS  
12017 Running Creek Road  
Louisville, KY 40243

November 30, 1992  
Client: 10032  
Invoice: 0552

Re: TERRY C. JENKS GENERAL

## A C C O U N T S U M M A R Y

	Amount
Prior balance:	10664.25
Payments:	.00
Current Charges:	1.99
Service Charges:	105.57
Balance Due:	10771.81

A 1% PER MONTH SERVICE CHARGE WILL BE ASSESSED  
ON BALANCES OVER 60 DAYS PAST DUE

## A C C O U N T A G I N G

CURRENT	OVER 30	OVER 60	OVER 90	TOTAL
107.36	106.51	104.75	10452.99	10771.81